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between brokerage agencies to take care of this, because this would have to be on a fee basis then. I am only raising these points, because I think that it is necessary.

SENATOR MURPHY: It is perfectly valid Senator Duis. I of course....

SENATOR DUIS: I didn't hear this bill. Unfortunately this bill was over in the Health Committee again, but this is an insurance problem. It didn't come to the Banking, Commerce and Insurance Committee, it went over to the Health Department and consequently, and I realize that maybe they didn't get down to this type of questioning and I apologize to you Senator Murphy. I'm not trying in any way to prohibit what you are attempting to do because I think that it is laudable. I think that it is. I think that the Insurance Commissioner... and I say this, I am apologetic to him, I wish that he had been around a little longer. He is in there and he is very good. I think that he has done a marvelous job. I do think that he needs to take stock in what is happening in this situation to find out just where he is. Especially with the contracting with an agency, and then he being in control of it. Did he have anything to say about this?

SENATOR MURPHY: I think Senator Duis that when this plan is made operative by the Commissioner it then becomes the operation of the Commission which will consist of seven people appointed by the Governor. I think that truly these functions would come under the commission rather than the director once he triggers the program out of necessity.

SENATOR DUIS: I thank you Senator Murphy. Now, just a brief statement. I would sincerely hope that we would watch this closely and I will confer with the insurance commissioner because I believe that they are going to find that it is necessary to have this kind of an association that it not have any appointment by the Governor where it collects premiums and such as that, that it be done wholly within themselves. That they then form their own association and it would not be a governmental agency to collect premiums from those that wish to get in....those that don't wish to get in. Now, in listening to Senator Fowler here, and I am getting a little more confused as time goes on here as to whether everyone is going to be required to join this pool or only certain ones join the pool and so on down the line. He had to do with dentists and such as that. I thank you very much for the explanation and please forgive me for bringing these points up, but I...the other day I asked to have this held over because I wanted to find out about this and I haven't been able to contact the Insurance Commissioner yet. I want to be sure that it is a proper function of government. I do want to say again that I think that it is laudable and I think that it is something that should be done, but I think that it is necessary that we do it in the proper order.

PRESIDENT: Senator Kelly.

SENATOR KELLY: Mr. President, members of the Legislature. The contents of 917, the emergency insurance procedure for medical liability in Nebraska certainly is relevant and it is in the right department and it is set up properly in that very similar